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From: Turley, Jennifer

Sent: Wed 5/27/2015 2:38:30 PM

Subject: Solid Waste & Emergency Response Law News for May 27, 2015



Solid Waste & Emergency

Response Law News

for May 27, 2015

Due to the hardware refresh, the daily news alerts may not be available on Thursday and Friday.

Bloomberg BNA Daily Environment Report™

Emergency Response

Alert Advises Facilities How to Avoid, Report Chemical Releases During Extreme Weather

The Environmental Protection Agency has issued an alert to facility owners and operators on how to minimize the risks of accidental chemical releases and also how to properly report them if they occur....

Oil Spills

Canada Approves Regulatory Changes That Increase Shippers' Liability for Marine Spills

Canada has increased liability limits for shipowners and their insurers for oil spills and other marine accidents to bring them in line with new international requirements....

Oil Spills

Ninth Circuit Reverses Lower Court Dismissal Of City of San Diego Complaint Over Oil Spill

The U.S. Court of Appeals for the Ninth Circuit has reversed a lower court decision dismissing a lawsuit through which the city of San Diego sought \$246 million in damages from Kinder Morgan Energy Partners for releases of petroleum products...

Superfund

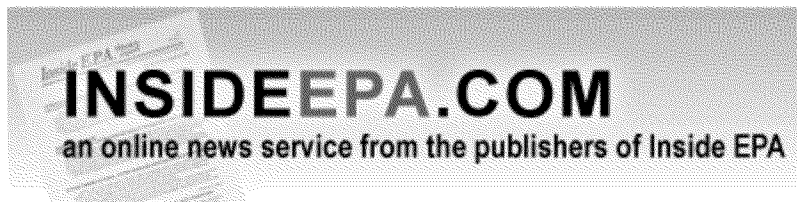
Immunity for Cleanup Contractors Rejected; Contractors Acted Independently of EPA

A pair of cleanup contractors can't invoke the government contractor defense for burying and selling railroad tracks at a Superfund site because they acted independently of the Environmental Protection Agency, a federal court has ruled...

Superfund

Union Pacific Railroad Wins Dismissal; Asarco Contribution Claim Time-Barred

Asarco LLC can't add Union Pacific Railroad Co. as a defendant in a Superfund action in Missouri over contamination from railroad beds because it failed to notify the railroad within 120 days of filing the original complaint, a federal...



Inside EPA's **Environmental Policy Alert**, 05/27/2015

<http://insideepa.com/newsletters/environmental-policy-report>

Latest News

Industry Warns EPA Ash Rule 'Math Error' Could Hinder Beneficial Reuse

A coal ash recycling firm is urging EPA to drastically increase its threshold for regulating large-scale coal ash fills in its new ash disposal rule, arguing the limit is based on a "math error" and risks discouraging beneficial reuse of ash in products by erroneously subjecting some facilities to stringent regulatory

mandates.



FEDERAL AGENCIES:

Nigerian gets prison time for hacking employees' emails

Kevin Bogardus, E&E reporter

Published: Tuesday, May 26, 2015

A Nigerian man has been sentenced to three years in prison for a computer hacking and identity theft scheme aimed at employees of U.S. EPA and other government agencies.

New Jersey U.S. Attorney Paul Fishman announced last week that Abiodun Adejohn, 31, who also goes under several aliases, will face 36 months in prison for his role in the scheme that defrauded vendors of nearly \$1 million in office products after "phishing" email login information from federal employees. In addition, Adejohn was sentenced to three years of supervised release once he is out of prison and was ordered to pay \$630,806 in restitution.

He was arrested in Arizona in September 2013 and has been detained since he was taken into custody. He pleaded guilty last June to computer hacking ([Greenwire](#), June 13, 2014).

Adejohn and his conspirators used fake emails and websites that imitated government emails and websites. Agency employees would visit the fake websites and provide their email account usernames and passwords.

Adejohn then used the employees' stolen credentials to access their email accounts and place orders for printer toner cartridges and other office products. Those products would be shipped to Adejohn and others so they could sell them on the black market for profit, according to the U.S. Attorney's Office.

Fishman credited special agents with the EPA inspector general as well as FBI agents and IG agents working for the General Services Administration, Department of Commerce and Department of Defense for the investigation that led to Adejohn's sentencing last week.

NORTH CAROLINA:

Lawmakers approve regulatory loophole for old hog farms

Published: Tuesday, May 26, 2015

North Carolina lawmakers have voted to allow some older hog farms to renew operations without complying with current regulations for waste management.

Currently, the law states that farms that have been inactive for four or more years must meet stricter environmental standards in order to return to operations.

Both sides of the state's General Assembly have now passed separate bills that would get rid of that

requirement for farms that are inactive for less than 10 years before trying to get back in the game.

The North Carolina Pork Council pushed for the legislation, saying it was necessary for farms hit hard by the recession to get back on their feet.

"Several years ago, around the time that the economy tanked, a couple of pork production companies went bankrupt, and there were a number of farmers that found themselves without a contract for pork," Pork Council Director of Policy and Communications Angie Maier said. "They were without pigs, without the ability to make a living."

Critics say the legislation could allow for more open-air lagoons that hold pig waste, which could harm neighbors' health (Gabe Rivin, [North Carolina Health News](#), May 22). -- **AW**

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